

**SCHIFF HARDIN LLP****Bruce A. Wagman, *Pro Hac Vice***

bwagman@schiffhardin.com

**Robert G. Engel, OSB #01176**

rengel@schiffhardin.com

One Market, Spear Street Tower, 32<sup>nd</sup> Floor

San Francisco, CA 94105

Telephone: (415) 901-8700

Facsimile: (415) 901-8701

**Craig J. Capon, OSB #98192**

craig.j.capon@harrang.com

**HARRANG LONG GARY RUDNICK P.C.**

360 East 10th Avenue, Suite 300

Eugene, OR 97401-3273

Telephone: (541) 485-0220

Facsimile: (541) 686-6564

Of Attorneys for Plaintiffs

CHIMPS, INC., INTERNATIONAL PRIMATE

PROTECTION LEAGUE, and MARGUERITE GORDON

## UNITED STATES DISTRICT COURT

## DISTRICT OF OREGON

**CHIMPS, INC., INTERNATIONAL  
PRIMATE PROTECTION LEAGUE, and  
MARGUERITE GORDON,**

Plaintiffs,

vs.

**PRIMARILY PRIMATES, INC.,**

Defendant.

Case No.: 07-6149-HO

**DECLARATION OF CRAIG J. CAPON  
IN SUPPORT OF PLAINTIFFS'  
UNOPPOSED MOTION TO EXTEND  
PRETRIAL DEADLINES**

I, Craig J. Capon, make the following declaration on personal knowledge under penalty of perjury:

1. I am one of the attorneys for plaintiffs in this matter, and I make this declaration in support of Plaintiffs' Unopposed Motion to Extend Pretrial Deadlines.

2. No trial date has been set in this matter.

3. Plaintiffs' counsel have conferred with counsel for defendant, William Sherlock. Defendant has no objection to this motion.

4. Defendant has filed a motion to dismiss or in the alternative change or transfer of venue. Plaintiffs have filed their response. Defendant's reply is due on September 21, 2007. The parties expect the court to schedule oral argument for sometime in October. The parties agree that no discovery should take place until after the motion is decided.

5. Accordingly, plaintiffs ask this court to extend the pretrial deadlines as follows:

a. Pretrial and Discovery Deadlines:

- i. File all pleadings from the current date of October 23, 2007, to January 1, 2008.
- ii. Join all claims, remedies and parties from the current date of October 23, 2007, to January 1, 2008.
- iii. File all pretrial discovery and dispositive motions from the current date of October 23, 2007, to January 1, 2008.
- iv. Complete all discovery from the current date of October 23, 2007, to January 1, 2008.
- v. Confer as to Alternate Dispute Resolution pursuant to L.R. 16.4(c) from the current date of October 23, 2007, to January 1, 2008.

- vi. File a Joint Status Report from the current date of October 23, 2007, to January 1, 2008.
- b. Pretrial Order Deadlines:
  - i. Lodge a Joint Pretrial Order from the current date of November 23, 2007, to February 1, 2008.
  - ii. File a Joint Alternate Dispute Resolution Report from the current date of November 23, 2007, to February 1, 2008.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 20<sup>th</sup> day of September, 2007.

  
\_\_\_\_\_  
Craig J. Capon

### CERTIFICATE OF SERVICE

I certify that on September 20, 2007, I served or caused to be served a true and complete copy of the foregoing **DECLARATION OF CRAIG J. CAPON IN SUPPORT OF PLAINTIFFS' UNOPPOSED MOTION TO EXTEND PRETRIAL DEADLINES** on the party or parties listed below as follows:

       **X**  
Via CM / ECF Filing

       Via First Class Mail, Postage Prepaid

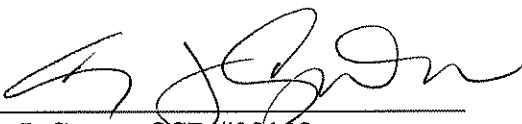
       Via Facsimile

       Via Personal Delivery

William H. Sherlock  
Hutchinson, Cox, Coons, DuPriest, Orr & Sherlock P.C.  
777 High Street  
Eugene, OR 97401-2782

Attorneys For Defendant  
Primarily Primates, Inc.

HARRANG LONG GARY RUDNICK P.C.

By:   
Craig J. Capon, OSB #98192  
craig.j.capon@harrang.com  
Telephone: (541) 485-0220  
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